

Appl. No. 10/652,325
Atty. Docket No. 9350
Amdt. dated October 15, 2007
Reply to Final Office Action mailed August 24, 2007
Customer No. 27752

REMARKS

Claim 1 has been amended to require that the bedroll blades rotate at a first circumferential velocity and the at least two chop off roll blades rotate at a second circumferential velocity. As claimed, the second circumferential velocity is distinct from the first circumferential velocity. Support for the current amendment to Claim 1 is found in Applicants' specification on page 5, lines 27-30, as originally filed. No new matter is presented by way of the instant amendment to Claim 1. Claims 1, 3-5, and 7-8 remain pending in the instant Application and are presented for the Examiner's review in light of the above amendments and the following additional comments.

Telephonic Interview

Applicants thank the Examiner for the telephonic interview on October 5, 2007. Applicants believe that clarity has been presented to the Examiner's concerns regarding the instant Application and, as such, have amended the instant Application consistent with the discussion presented and concerns voiced during the interview.

Rejection Under 35 U.S.C. §103

Claims 1, 3, and 5 have been rejected under 35 U.S.C. §103(a) over McNeil, U.S. Patent No. 4,919,351 in view of Nystrand, et al., Re. Pat. No. 28,353. Previous arguments made with regard to both the *McNeil* and *Nystrand* references remain in effect but will not be repeated for the sake of brevity. The Examiner is respectfully urged to consider the following additional matters that distinguish Applicants' invention, as now presented, over both the *McNeil* and *Nystrand* references.

1. Applicants have amended instant Claim 1 to require that the bedroll rotate at a first circumferential velocity. Additionally, Applicants have amended Claim 1 to require that the at least two chop off roll blades rotate at a second circumferential velocity. As claimed, the second circumferential velocity is distinct from the first circumferential velocity.

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2. As discussed during the telephonic interview, neither the *McNeil* nor *Nystrand* references discusses providing a bedroll and a chop off roll apparatus wherein the bedroll blades and chop off roll blades rotate at different circumferential velocities. This is because the *McNeil* reference requires deep engagement of the blades in order to affect chop off of the web material at a line of weakness. (5:57-60) Different blade velocity could be detrimental to operation of the *McNeil* apparatus.

3. Also as concluded by Mr. McNeil in his Declaration dated June 6, 2007, Mr. McNeil states that, "... the meshed blades of the '351 system remain at **matched circumferential velocities** ... the blade tips 142 and 242 [of the instant application] are maintained at **different velocities**..." (Emphasis in original)

In light of the above amendments, the telephonic interview of October 5, 2007, and Mr. McNeil's Declaration, Applicants respectfully believe the cited references fail to teach, disclose, or even remotely suggest each and every element of Applicants' claimed invention. Thus, Applicants respectfully request withdrawal of the Examiner's 35 U.S.C. §103(a) rejection with respect to Claims 1, 3, and 5 over the cited references.

Conclusion

Based on the foregoing, it is respectfully submitted that each of Applicants' remaining claims is in condition for allowance and favorable reconsideration is requested.

This response is timely filed pursuant to the provisions of 37 C.F.R. §1.8 and M.P.E.P. §512, and no fee is believed due. However, if any additional charges are due, the Examiner is hereby authorized to deduct such charge from Deposit Account No. 16-2480 in the name of The Procter & Gamble Company.

Respectfully submitted,

THE PROCTER & GAMBLE COMPANY

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